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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

OAKLAND DIVISION

YENNA WU, Derivatively on Behalf of Nominal
Defendant EXTREME NETWORKS, INC.)
Plaintiff) Case No.:C07-02268-HRL
v.)
GORDON L. STITT, HERB SCHNEIDER,)
STEPHEN HADDOCK, PAUL ROMEO, VITO)
PALERMO, HAROLD COVERT, DARRELL)
SCHERBARTH, CHRISTOPHER N. TODD,)
ALEXANDER J. GRAY, FRANK C. CARLUCCI,)
WILLIAM R. SLAKEY, CHARLES CARINALLI,)
HARRY SILVERGLIDE, MICHAEL WEST,)
KENNETH LEVY, ROBERT L. COREY, PETER)
WOLKEN, PROMOD HAQUE, AND EXTREME)
NETWORKS, INC.,)
Defendants.)
and)
EXTREME NETWORKS, INC.,)
Nominal Defendant.)
AMENDED ADMINISTRATIVE)
MOTION TO CONSIDER)
WHETHER CASES SHOULD)
BE RELATED PURSUANT TO)
L.R.3-12(B))

1 LINDA ERIKSON, Derivatively on Behalf of) Case No.: C07-02388-RS
 2 Nominal Defendant EXTREME NETWORKS,)
 3 INC.)
 4 Plaintiff,)
 5)
 6 v.)
 7)
 8 GORDON L. STITT, HERB SCHNEIDER,)
 9 STEPHEN HADDOCK, PAUL ROMEO, VITO)
 10 PALERMO, HAROLD COVERT, DARRELL)
 11 SCHERBARTH, CHRISTOPHER N. TODD,)
 12 ALEXANDER J. GRAY, FRANK C. CARLUCCI,)
 13 WILLIAM R. SLAKEY, CHARLES CARINALLI,)
 14 HARRY SILVERGLIDE, MICHAEL WEST,)
 15 KENNETH LEVY, ROBERT L. COREY, PETER)
 16 WOLKEN, and PROMOD HAQUE,)
 17 Defendants,)
 18 and)
 19 EXTREME NETWORKS, INC.,)
 20 Nominal Defendant.)
 21)
 22)
 23)
 24)
 25)
 26)
 27

15 FRANK A. GRUCEL, JR., Derivatively on Behalf) Case No.: 07-2848-PVT
 16 of Nominal Defendant EXTREME NETWORKS,)
 17 INC.)
 18 Plaintiff,)
 19)
 20 v.)
 21)
 22 GORDON L. STITT, MICHAEL WEST, WILLIAM)
 23 R. SLAKEY, MICHAEL J. PALU, ALEXANDER)
 24 J. GRAY, HERB SCHNEIDER, FRANK C.)
 25 CARLUCCI, STEPHEN HADDOCK, ALICIA)
 26 JAYNE MOORE, HARRY SILVERGLIDE,)
 27 ROBERT L. COREY, KENNETH LEVY,)
 28 CHARLES P. CARINALLI and PETER WOLKEN,)
 29 Defendants,)
 30 and)
 31 EXTREME NETWORKS, INC.,)
 32 Nominal Defendant.)
 33)
 34)
 35)
 36)

27 Plaintiff's Yenna Wu and Linda Erikson hereby move for consideration of whether *Frank*
 28 *A. Grucel, Jr. v. Gordon L. Stitt, et al.*, Case No. C07-2848-PVT, filed on May 31, 2007 is

1 related to the earlier filed cases *Yenna Wu v. Gordon L. Stitt, et al.*, Case No. C07-02268 HRL
 2 filed on April 25, 2007 and *Linda Erikson v. Gordon L. Stitt, et al.*, Case No C07-2388 RS filed
 3 on May 2, 2007.

4 Pursuant to Civil L.R. 3-12(a), these actions are related. They involve substantially the
 5 same parties and events. These three actions are derivative cases and are brought against the
 6 same defendants for breach of fiduciary duty, and violations of California and Federal. Their
 7 allegations are substantively identical. It appears likely that there will be an unduly burdensome
 8 duplication of labor and expense and potentially conflicting results if this case is conducted
 9 before a different judge. Therefore, assignment of a single judge is likely to conserve judicial
 10 resources and promote an efficient determination of these actions.

11 Dated: June 8, 2007

12 **SCHIFFRIN BARROWAY**
 13 **TOPAZ & KESSLER, LLP**

14
 15 /s/
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 36 *Attorneys for Plaintiffs*
 37 *Yenna Wu and Linda Erikson*

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